



AGENDA
February 11, 2020
Council Conference Meeting
7:00 p.m.

APPOINTMENTS

PRESENTATIONS

BIDS

RESOLUTIONS

Finance Policy Committee

1. Resolution authorizing the Chief Financial Officer to refund Recreation Department fees
2. Resolution authorizing the Chief Financial Officer to draw warrant to refund street opening Cash Bond
3. Resolution authorizing the Chief Financial Officer to refund Board of Adjustment Application Fee
4. Resolution authorizing the Chief Financial Officer to refund Tree Removal Permit Fee
5. Resolution authorizing the Chief Financial Officer to draw warrant for dog licenses for January 2020
6. Resolution authorizing the Chief Financial Officer to draw warrant for overpaid taxes in 2019
7. Resolution authorizing the Town Attorney & Tax Assessor to file counterclaims
8. Resolution to establish the sewer fees for 2020
9. Resolution to approve Westfield Memorial Pool membership rates

Public Safety, Transportation and Parking Committee

1. Resolution supporting the establishment of a Fire Chaplaincy Program for the Westfield Fire Department and the appointment of Fire Chaplains
2. Resolution authorizing the Westfield Police Department to participate in the Law Enforcement Support Officer (LESO) 1033 Program

Code Review & Town Property Committee

1. Resolution referring Parks and Recreation Master Plan to the Planning Board

Public Works Committee

ORDINANCES

GENERAL ORDINANCE NO. 2158

AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13

GENERAL ORDINANCE NO. 2159

AN ORDINANCE ESTABLISHING THE HUMAN RELATIONS COMMISSION FOR THE TOWN OF WESTFIELD

SPECIAL ORDINANCE NO. 2219

A SPECIAL ORDINANCE AUTHORIZING THE SALE OF TOWN PROPERTY
KNOWN AS 320 VIRGINIA STREET, BLOCK 5706, LOT 2 IN THE TOWN OF
WESTFIELD

GENERAL BUSINESS

Sycamore Playground Memorial request
Chamber of Commerce event requests
Recreation Commission - Parks and Recreation Strategic Plan

COMMITTEE REPORTS

OPEN DISCUSSION BY CITIZENS (as needed)

EXECUTIVE SESSION

Real estate matter

REMINDER

Next Conference Meeting – February 25, 2020
Next Council Meeting – February 25, 2020

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

RESOLVED, that the Town Treasurer be authorized to refund the following fees to the following individual:

<u>Name</u>	<u>Account</u>	<u>Class</u>	<u>Fee</u>
Stephen Flynn 1040 Wychwood Road Westfield, NJ 07090	T-05 – 600-071 Tennis/Rec	Daddy Daughter Dance Refund – 3 participants Stephen Flynn (\$55) Lily Flynn (\$55) Shea Flynn (\$55)	\$165.00
Dan Hennes 865 Summit Ave Westfield, NJ 07090	T – 05-600-071 Tennis/Rec	Tennis/Spring Refund – Jr Tennis-Level 1 10:15 am Owen Hennes	\$118.00

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

WHEREAS, Juliet Passante, 512 Alden Avenue, Westfield, NJ has placed the required cash bond of \$500.00 to cover Road Opening Permit No. 18-397 for 512 Alden Avenue, and

WHEREAS, Juliet Passante has requested that this amount be returned, and

WHEREAS, the Town Engineer has inspected the roadway excavation and has found the excavation to have been properly repaired.

NOW THEREFORE BE IT RESOLVED, that the Treasurer be authorized to draw a warrant in the name of Juliet Passante, 512 Alden Avenue, Westfield NJ 07090.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. XX-2020

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

WHEREAS, Jill Zakutansky paid the required non-refundable \$1,500.00 Application Fee and \$1,000 Escrow Fee for a Board of Adjustment Application 19-53 for a walk-up ice cream store planned for 430 North Avenue East, the property where Vine Ripe Markets was located, and

WHEREAS, Vine Ripe Markets subsequently defaulted on their lease agreement and was evicted, preventing Ms. Zakutansky from opening up her store, and

WHEREAS, by Resolution No. 25-2020, dated January 14, 2020, Ms. Zakutansky was issued a refund of the \$1,000 Escrow Fee, and

WHEREAS, Ms. Zakutansky subsequently requested a refund of the \$1,500 application fee, because the eviction of Vine Ripe Markets was not disclosed to her prior;

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer be and is hereby authorized to issue a warrant for \$1,500.00 to refund the application fee to:

Jill Zakutansky
1132 Westfield Avenue
Clark, NJ 07066

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

WHEREAS, Anthony N. Peters, 714 Jefferson Avenue, Westfield, NJ 07090, had paid the required fee of \$50.00 to obtain Tree Permit 20-02 for 714 Jefferson Avenue, and

WHEREAS, Anthony N. Peters has requested that this amount be returned because he no longer requires a tree permit to remove his trees, per the Town of Westfield Tree Preservation Commission.

NOW THEREFORE BE IT RESOLVED, that the Treasurer be authorized to draw a warrant in the name of Anthony N. Peters for \$50.00 and forward to 714 Jefferson Avenue, Westfield, NJ 07090.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$880.20 to the order of New Jersey Department of Health, P.O. Box 369, Trenton, New Jersey for Dog Licenses issued by the Town Clerk for the month of January 2020.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

RESOLVED that the Chief Financial Officer be, and he hereby is authorized to draw warrants to the following persons, these amounts being overpaid for 2020:

Block/Lot/Qualifier		Quarter/Year
<u>Name</u>	<u>Property Address</u>	<u>Amount</u>
4006/2.01	314 Myrtle Avenue	1 st /2020
Westfield Crossing, LLC		\$8,277.50
PO Box 4449		
Warren, NJ 07059		

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

WHEREAS, certain taxpayers of the Town of Westfield are expected to file tax appeals disputing their assessed valuation for the year 2020, and

WHEREAS, such tax appeals can be anticipated prior to April 1, 2020 the last day for filing, and

WHEREAS, the Tax Assessor is of the opinion that said properties may, in many cases by undervalued and that the assessment for said properties should be increased and not decreased as the taxpayer seeks, and

WHEREAS, a method exists in the tax law for the municipality to counterclaim against the property owner to seek an increase in the assessment, and

WHEREAS, it would be in the best interest of the Town of Westfield to do so in certain cases as the Town Attorney and Tax Assessor may decide upon receiving the appeal:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the Town Attorney and Tax Assessor are authorized and directed to take whatever steps seeking to raise the assessments for said properties to the value which the Tax Assessor deems to more properly reflect the value of said property where appropriate.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

WHEREAS, the Town Council passed General Ordinance No. 2034 pursuant to which Sections 20-23 and 20-25 of the Town Code were amended and a schedule of maximum annual sewer user fees for properties in the Town was established; and

WHEREAS, the sewer user fee for a single-family residence was set to not exceed \$195.00 per annum; and

WHEREAS, the sewer user fee for commercial and industrial properties was set to not exceed \$875.00 per annum; and

WHEREAS, the sewer user fee for each multi-family unit on a property was established to not exceed \$125.00 per annum; and

WHEREAS, Section 20-25 of the Town Code provides that by February 24 of each year, the Town Council, by resolution, shall determine the exact sewer fee for the then calendar year, subject to the maximum amounts set forth in Section 20-23.

NOW, THEREFORE, be it resolved that the following sewer fees are hereby established for the calendar year 2020:

- a. The sewer user fee for a single-family residence shall be \$195.00.
- b. The sewer user fee for a commercial and industrial property shall be \$575.00.
- c. The sewer user fee for each multi-family unit on a property shall be \$120.00.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

FEBRUARY 11, 2020

WHEREAS, the Recreation Commission of the Town of Westfield has determined the need to increase the Westfield Memorial Pool membership rates for the 2020 season;

NOW THEREFOR BE IT RESOLVED, the Westfield Memorial Pool membership rates for 2020 are established as follows:

RESIDENT:	2020 Rates
Family (5 or more)	\$520.00
Family (4 or less)	\$420.00
Husband/Wife, Parent/Child (under 18)	
Or Domestic/Civil Union Partner	\$300.00
Individual	\$195.00
Senior	\$90.00
Family w/Child care (6 or more)	\$600.00
Family w/Child care (5 or less)	\$520.00
 NON-RESIDENT:	 2020 Rates
Family (5 or more)	\$799.00
Family (4 or less)	\$702.00
Husband/Wife, Parent/Child (under 18)	
Or Domestic/Civil Union Partner	\$573.00
Individual	\$380.00
Senior	\$155.00
Family w/Child care (6 or more)	\$988.00
Family w/Child care (5 or less)	\$890.00

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2020

PUBLIC SAFETY, TRANSPORTATION, & PARKING COMMITTEE

February 11, 2020

Resolution Supporting the Establishment of a Fire Chaplaincy Program for the Westfield Fire Department and the Appointment of Fire Chaplains

WHEREAS, the Fire Chief seeks to establish a Fire Chaplaincy Program for the Westfield Fire Department; and

WHEREAS, the Fire Chaplaincy Program will seek to utilize ordained members of the local clergy to assist Westfield Fire Department members and their families, as well as members of the general public, in their times of need; and

WHEREAS, the Westfield Fire Department has implemented written directives which establish and govern the administration of a Fire Chaplaincy Program; and

WHEREAS, Fire Chaplains will provide ministry, counseling, guidance, comfort and support to persons in need on a voluntary basis; and

WHEREAS, the Town of Westfield recognizes the need for a Fire Chaplaincy Program; and

WHEREAS, there exists a need to appoint qualified person(s) as Fire Chaplains pursuant to the Westfield Fire Department's Chaplaincy Program; and

WHEREAS, the Fire Chief does hereby recommend the appointment of certain qualified persons to the position of Fire Chaplain.

NOW THEREFORE BE IT RESOLVED, that that Town of Westfield does hereby declare its support for the Westfield Fire Department's Fire Chaplaincy Program and, furthermore, does hereby appoint Reverend Gabriel J. Curtis or Saint Helen's Church of Westfield to the position of Fire Chaplain, to report to and serve at the discretion of the Fire Chief.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY
RESOLUTION NO. 2020

PUBLIC SAFETY, TRANSPORTATION
& PARKING COMMITTEE

FEBRUARY 11, 2020

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Officer (LESO) 1033 Program to make use of excess Department of Defense (DOD) personal property by making that personal property available to municipal, county and state law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to the municipal, county and state LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve by a majority of the full membership, both enrollment in, and the acquisition of, any property through the 1033 Program;

NOW, THEREFORE, BE IT RESOLVED that the Westfield Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit control systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars and any other supplies and equipment of a non-military nature identified by the Westfield Police Department, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Westfield Police Department, without restriction; and

NOW, THEREFORE, BE IT RESOLVED that the Chief of Police of the Westfield Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

NOW, THEREFORE, BE IT RESOLVED that the Westfield Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

NOW, THEREFORE, BE IT RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire "DEMIL A" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2020 to December 31, 2020.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO. 2020

CODE REVIEW AND TOWN PROPERTY COMMITTEE

FEBRUARY 11, 2020

WHEREAS, the Town Council of the Town of Westfield authorized an award of contract to Brandstetter Carroll, Inc. for the development of a Parks and Recreation Strategic Plan; and

WHEREAS, in January 2020, Brandstetter Carroll, Inc. finalized said plan entitled, “2019 Town of Westfield Parks and Recreation Master Plan”, which has been reviewed and accepted by the Westfield Recreation Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Town Council of the Town of Westfield be and hereby accepts and refers the 2019 Town of Westfield Parks and Recreation Master Plan to the Planning Board for review and consideration for incorporation into the Master Plan Reexamination Report as an appendix.



**TOWN OF WESTFIELD
TOWN COUNCIL
REGULAR MEETING**

**Tuesday, February 11, 2020
8:00 PM**

PROPOSED AGENDA

This agenda is prepared for the information of the public. It is the order of the meeting; however, if changes in order, deletions or additions are made, they will be noted at the time.

1. Roll Call
2. Invocation
3. Salute to the flag
4. Presentations
Recreation Strategic Plan
5. Appointments
6. Advertised Hearings
 1. GENERAL ORDINANCE NO. 2156
AN ORDINANCE AMENDING THE CODE OF THE TOWN OF WESTFIELD, NEW JERSEY, IN ORDER TO EXPAND THE BOARD OF THE DISTRICT MANAGEMENT CORPORATION OF THE TOWN OF WESTFIELD
 2. GENERAL ORDINANCE NO. 2157
AN ORDINANCE ESTABLISHING THE WESTFIELD ACCESS AND INCLUSIVITY COUNCIL FOR THE TOWN OF WESTFIELD
7. Approval of Minutes from Town Council Conference Session held January 28, 2020
Approval of Minutes from Town Council Regular Meeting held January 28, 2020
8. Petitions and Communications
9. Open discussion by citizens
10. Bills and Claims in the amount of \$331,411.27

11. Reports of Standing Committees

Finance Policy Committee

1. Resolution authorizing the Chief Financial Officer to refund Recreation Department fees
2. Resolution authorizing the Chief Financial Officer to draw warrant to refund street opening Cash Bond
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Public Safety, Transportation and Parking Committee

1. Resolution supporting the establishment of a Fire Chaplaincy Program for the Westfield Fire Department and the appointment of Fire Chaplains
2. Resolution authorizing the Westfield Police Department to participate in the Law Enforcement Support Officer (LESO) 1033 Program
3. GENERAL ORDINANCE NO. 2158
AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13

Code Review & Town Property Committee

1. Resolution referring Parks and Recreation Master Plan to the Planning Board
2. GENERAL ORDINANCE NO. 2159
AN ORDINANCE ESTABLISHING THE HUMAN RELATIONS COMMISSION FOR THE TOWN OF WESTFIELD
3. SPECIAL ORDINANCE NO. 2219
A SPECIAL ORDINANCE AUTHORIZING THE SALE OF TOWN PROPERTY KNOWN AS 320 VIRGINIA STREET, BLOCK 5706, LOT 2 IN THE TOWN OF WESTFIELD

Public Works Committee

12. Reports of Department Heads

Adjournment